

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte GARY A. BANNON,  
A. WESLEY BURKS, JR.,  
HUGH A. SAMPSON, and  
HOWARD B. SOSIN

Appeal No. 2005-2689  
Application 09/478,668

**ORDER DISMISSING APPEAL**

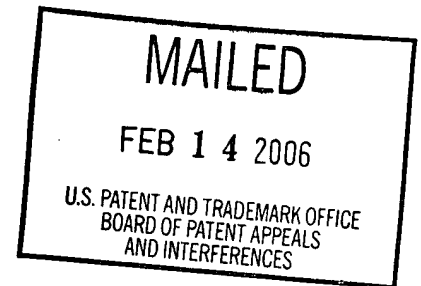
Before FLEMING, Chief Administrative Patent Judge,  
HARKCOM, Vice Chief Administrative Patent Judge,  
ADAMS, Administrative Patent Judge.

Per curiam.

On November 12, 2002, appellants filed a Notice of Appeal. On January 10, 2006, appellants filed a communication requesting that this application be expressly abandoned "in favor of a continuing application being filed today, January 10, 2006."



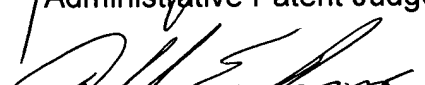
Accordingly, it is

ORDERED that the appeal filed November 12, 2002, is dismissed.



Appeal No. 2005-2689  
Application 09/478,668

The application is being returned to the examiner for further action as may be appropriate.

	}	BOARD OF PATENT APPEALS AND INTERFERENCES
Michael R. Fleming, Chief Administrative Patent Judge		
		
Gary V. Harkcom, Vice Chief Administrative Patent Judge		
	}	
Donald E. Adams Administrative Patent Judge		

Brenda Herschbach Jarrell, Ph.D.  
Choate, Hall & Stewart, LLP  
Two International Place  
Boston, MA 02110

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